

Senate File 471

H-1296

1 Amend the Committee amendment, H-1251, to Senate File 471,  
2 as amended, passed, and reprinted by the Senate, as follows:

3 1. Page 1, after line 4 by inserting:

4 <DIVISION I

5 PREREQUISITES FOR ABORTION

6 Section 1. Section 146A.1, Code 2017, is amended by striking  
7 the section and inserting in lieu thereof the following:

8 **146A.1 Prerequisites for abortion — ultrasound — licensee**  
9 **discipline — interpretation.**

10 1. A physician performing an abortion shall obtain written  
11 certification from the pregnant woman of all of the following  
12 at least seventy-two hours prior to performing an abortion:

13 a. That the woman has undergone an ultrasound imaging of the  
14 unborn child that displays the approximate age of the unborn  
15 child.

16 b. That the woman was given the opportunity to see the  
17 unborn child by viewing the ultrasound image of the unborn  
18 child.

19 c. That the woman was given the option of hearing a  
20 description of the unborn child based on the ultrasound image  
21 and hearing the heartbeat of the unborn child.

22 d. (1) That the woman has been provided information  
23 regarding all of the following, based upon the materials  
24 developed by the department of public health pursuant to  
25 subparagraph (2):

26 (a) The options relative to a pregnancy, including  
27 continuing the pregnancy to term and retaining parental rights  
28 following the child's birth, continuing the pregnancy to  
29 term and placing the child for adoption, and terminating the  
30 pregnancy.

31 (b) The indicators, contra-indicators, and risk factors  
32 including any physical, psychological, or situational factors  
33 related to the abortion in light of the woman's medical history  
34 and medical condition.

35 (2) The department of public health shall make available to

1 physicians, upon request, all of the following information:

2 (a) Geographically indexed materials designed to inform the  
3 woman about public and private agencies and services available  
4 to assist a woman through pregnancy, at the time of childbirth,  
5 and while the child is dependent. The materials shall include  
6 a comprehensive list of the agencies available, categorized by  
7 the type of services offered, and a description of the manner  
8 by which the agency may be contacted.

9 (b) Materials that encourage consideration of placement for  
10 adoption. The materials shall inform the woman of the benefits  
11 of adoption, including the requirements of confidentiality in  
12 the adoption process, the importance of adoption to individuals  
13 and society, and the state's interest in promoting adoption by  
14 preferring adoption over abortion.

15 (c) Materials that contain objective information describing  
16 the methods of abortion procedures commonly used, the medical  
17 risks commonly associated with each such procedure, and the  
18 possible detrimental physical and psychological effects of  
19 abortion.

20 2. Compliance with the prerequisites of this section shall  
21 not apply to any of the following:

22 a. An abortion performed to save the life of a pregnant  
23 woman.

24 b. An abortion performed in a medical emergency.

25 c. The performance of a medical procedure by a physician  
26 that in the physician's reasonable medical judgment is designed  
27 to or intended to prevent the death or to preserve the life of  
28 the pregnant woman.

29 3. A physician who violates this section is subject to  
30 licensee discipline pursuant to section 148.6.

31 4. This section shall not be construed to impose civil  
32 or criminal liability on a woman upon whom an abortion is  
33 performed, or to prohibit the sale, use, prescription, or  
34 administration of a measure, drug, or chemical designed for the  
35 purposes of contraception.

1 5. The board of medicine shall adopt rules pursuant to  
2 chapter 17A to administer this section.

3 6. As used in this section, "*unborn child*" means an  
4 individual organism of the species homo sapiens from  
5 fertilization to live birth.

6 DIVISION II

7 PROHIBITIONS ON ABORTION — TWENTY WEEKS POSTFERTILIZATION>

8 2. Page 7, by striking lines 3 through 12 and inserting:

9 <DIVISION \_\_\_\_

10 SEVERABILITY — EFFECTIVE DATE

11 Sec. \_\_\_\_\_. SEVERABILITY CLAUSE. If any provision of this Act  
12 or its application to a person or circumstance is held invalid,  
13 the invalidity does not affect other provisions of applications  
14 of this Act which can be given effect without the invalid  
15 provision or application, and to this end the provisions of  
16 this Act are severable.

17 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This Act, being deemed  
18 of immediate importance, takes effect upon enactment.>

19 3. Title page, by striking lines 1 and 2 and inserting  
20 <An Act relating to limitations on and prerequisites for an  
21 abortion, providing for licensee discipline, providing civil  
22 penalties, and including effective date provisions.>

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SALMON of Black Hawk

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FISHER of Tama

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WATTS of Dallas

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HAGER of Allamakee

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HOLT of Crawford

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HEARTSILL of Marion

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CARLIN of Woodbury

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SHEETS of Appanoose

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WHEELER of Sioux

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GASSMAN of Winnebago